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AM-100802

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appln. No. : 10/626,943 Confirmation No.: 3231
Applicant : Rubino et al
Filed : July 25, 2003
Art Unit : 1614
Examiner : Betton, Timothy E.
Customer No. : 38199
Title : PARENTERAL FORMULATIONS

Mail Stop Amendment
Commissioner for Patents
Box 1450
Alexandria, VA 22313-1450

RESPONSE

Sir:

This paper is timely filed in response to the Office Action dated September 21, 2006.

The **Election** begins on page 2 of this paper.

Amendments to the Claims are reflected in the listing of claims, which begins on page 3 of this paper.

Remarks / Arguments begin on page 8 of this paper.

Express Mail No. EO 925 689 308 US

Application No. 10/626,943
Office Action dated 09/21/2006
Response dated 10/11/2006

ELECTION

Applicants provisionally elect the subject matter of Group II, to which claims 12-22 are drawn.

Applicants provisionally elect the species of Example 8 which utilizes the cosolvent concentrate of Example 2. Claims 21 – 22 read on this species.